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To Immediately Ignore Yet Again

**CURTIS J. NEELEY JR. RESPONSE TO STATEMENT OF FCC
CHAIRMAN AJIT PAI ON CONGRESSIONAL RESOLUTION OF
DISAPPROVAL OF FCC BROADBAND PRIVACY REGULATIONS**

NEWARK, March 30, 2017. — Federal Communications Commission “FCC” Chairman Ajit Pai issued a noteworthy political statement regarding the passage of a congressional resolution on the FCC’s “*broadband*” privacy Order in proceeding FCC 16-106:

The FCC completed a thorough administrative rule-making procedure with more consumer input than regularly received. Privacy protections were established for ISPs for the first time in history. The ONLY parties needed to ensure “*broadband*” privacy are, in fact, the ISP and the “*broadband*” user. Congress was deceived by Chairman Commissioner Ajit Pai’s apparent confusion about “*broadband*” privacy and resolved to not allow protection of online privacy in any way despite the following inordinately simple solution.

The FCC should now join forces with the FTC and any “*Attorney General*” to ensure users’ and consumers’ online privacy is ALWAYS protected unless waived voluntarily with due notice and in writing. The best way to achieve this result will be sharing jurisdiction regarding “*broadband*” user privacy with the FTC, and common law “*Attorney Generals*” since this type legal protection works so well for EVERY other type legal protection in America. The establishment of a “*violation of online privacy*” civil action will allow any public or private “*Attorney General*”, the FCC, or FTC staff to pursue anyone violating the absolute privacy of another with damages and statutory fines from 100K and 2,500K per violation with allowance of punitive damages when warranted. The violator could then be an ISP, search engine like GOOG, or FB or ANYONE. This civil tort can and will now be created by individual States to allow juries to begin protecting user privacy with or without further action by the FCC or FTC.

In the past, end users of wire communications like FB and GOOG established privacy policies that were deemed accepted by general visitors of the website. All these “*agreements*” will now be considered rejected by any website visitor who does not authenticate and then specifically waive privacy in writing.

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